

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

In re Viagra Products Liability Litigation

MDL No. 06-1724 (PAM)

This Order Relates to All Cases.

ORDER

This matter is before the Court on Defendant's Motion for Additional Discovery. In the course of discovery, Defendant has unearthed several instances of what it characterizes as miscoding in a report (the "McGwin Study") authored and relied on by Plaintiffs' expert, Dr. Gerald McGwin. Without passing on the merits of those allegations, the Court concludes that the issues raised by Defendant are serious enough to warrant permitting Defendant to take additional discovery.

Accordingly, **IT IS HEREBY ORDERED that:**

1. Defendant's Motion for Additional Discovery is **GRANTED in part**;
2. Defendant may seek additional discovery, including depositions and documents, from the University of Alabama at Birmingham regarding the McGwin Study;
3. Defendant shall have seven hours to complete the deposition of Dr. McGwin, which began on December 11, 2008;

4. All depositions and all written discovery requests shall be completed on or before March 13, 2009.

Dated: Thursday, January 29, 2009

s/ Paul A. Magnuson
Paul A. Magnuson
United States District Court Judge